

PATENT

Atty. Docket: 3-0229-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee: KEES SMEEHUYZEN

Patent No.: 7,010,139

Issue Date: 03/07/2006

Entitled: BONE CONDUCTING HEADSET APPARATUS

Application

Serial No.: 10/725,759

Filing Date: 12/02/2003

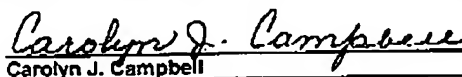
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U.S. PATENT & TRADEMARK OFFICE

ATTN: OIPE

ALEXANDRIA VA 22313

5 SHEETS TOTAL**REQUEST FOR WITHDRAWAL BY ATTORNEY AS FEE ADDRESSEE****CERTIFICATE OF FACSIMILE TRANSMISSION**I hereby certify that this correspondence is being facsimile transmitted to 571-273-8300 ATTN: OIPE on 9-11-2009
Carolyn J. Campbell1. I, an attorney signing below, **ON BEHALF OF** the attorneys of record listed below:**AT CUSTOMER NO. 00803**

respectfully request permission to withdraw from all further responsibility in this patent in accordance with 37 CFR 1.36.

LAST KNOWN ADDRESS OF CLIENT

2. The last known mailing address of the **INVENTOR** or assignee of the entire interest is:
Kees Smeehuyzen, 523 Canoe Point, Delray Beach, FL 33444.

BASIS OF WITHDRAWAL REQUEST

3. The basis for the request for withdrawal is 37 CFR 10.40(c) sections (1)(vi).
The client has not responded to any correspondence sent regarding the payment of the maintenance fee, nor has any remittance be made for the balance due on the account for the maintenance fee.

ALLOWANCE OF TIME FOR CLIENT TO ACT

4. The term within which the **FIRST** maintenance fee is due will expire on September 7, 2009.
The maintenance fee can be paid with a surcharge until March 7, 2010.

NOTIFICATION OF CLIENT

5. In accordance with 37 CFR 10.40(a), a copy of this request, including attachments, are being sent to the client. A copy of the letter to the client is attached.



Michael O. Sturm

Reg. No. 26,078

Dated: Aug. 10, 2009

STURM & FIX LLP

206 Sixth Ave.

Suite 1213

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July 30, 2009

Kees Smeechuyzen
523 Canoe Point
Delray Beach, FL 33444

RE: **United States Patent No. 7,010,139 issued March 7, 2006 "Bone Conducting Headset Apparatus"**
Our File: 3-0229-001

Kees:

In accordance with our previous correspondence to you dated February 6, 2009 and April 1, 2009, we have now passed the deadline date for paying the maintenance fee to the United States Patent and Trademark Office without additional government surcharge fees. The fee can still be paid up until September 7 2009. After September 7 2009 and up until March 7 2010, the fee can be paid to the Patent Office with the payment of a surcharge fee, in addition to the current maintenance fee. After March 7 2010 your patent will be abandoned and all rights thereto will be terminated.

Attached is a copy of our Request to Withdraw regarding this patent. When the Request is approved by the Patent Office, we no longer will be responsible for receiving notices regarding the patent.

Sincerely,

Richard L. Fix

RLF:cc



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April 1, 2009

Kees Smeehuyzen
523 Canoe Point
Delray Beach, FL 33444

RE: **United States Patent No. 7,010,139 issued March 7, 2006 "Bone Conducting Headset Apparatus"**
Our File: 3-0229-001

Kees:

On February 6, 2009 we wrote to you regarding a maintenance fee that is required to be paid to the Patent Office with respect to the above patent.

To date we have not received your instructions and check to pay same.

Unless we have your check in our office on or before June 1, 2009 in the amount of \$990, we will withdraw from further representation in this matter.

Please be advised that failure to pay this maintenance fee to the Patent Office will result in abandonment of your patent.

Sincerely,

Richard L. Fix

RLF:cc

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February 6, 2009

Kees Smeehuyzen
523 Canoe Point
Delray Beach, FL 33444

RE United States Patent No. 7,010,139 issued March 7, 2006 "Bone Conducting
Headset Apparatus"
Our File: 3-0229-001

Kees:

The Patent Office requires the payment of maintenance fees for all issued utility patents. The fees become due 3½, 7½, and 11½ years after the date of issuance. If the fees are not timely paid, the patent lapses and all of your rights are lost.

Your first maintenance fee is now due in the amount of \$490 (United States Patent and Trademark Office fee.). Our charges for the docketing, maintenance and preparation of all required forms is \$500. This \$500 includes our keeping a current docket on the due dates for your upcoming maintenance fees, reminding you of the due date for payment of same, and follow up letters.

Please forward your payment to us by March 7, 2009 in the amount of \$990. Upon our receipt of same we will proceed with paying the fee to the United States Patent and Trademark Office.

You may receive a letter from a NON-GOVERNMENT entity attempting to mislead you into believing they are an agency of the United States Government, i.e., United States Patent and Trademark Office, and offering their services to you regarding payment of the current maintenance fee due on your patent. We would encourage you to ignore their letter and their request for money. If you have questions regarding receipt of this non-government letter, please call me at once to discuss it further.

We also take this opportunity to remind you to promptly let us know if your status changes from "small" to "large" entity so that we may prepare the necessary forms for filing in the U.S. Patent and Trademark Office, as required. If you have licensed this Patent to a company having more than 500 employees - including all affiliates, we must have this information before payment of your current maintenance fee.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Richard L. Fix

RLF:cc

- ☐ YES, please pay the current maintenance fee. My check for \$990 enclosed.
- ☐ YES, please pay this maintenance fee. However, small entity status no longer applies. My check for \$1,480 is enclosed.
- ☐ NO, please **DO NOT** pay this maintenance fee. I understand that by not paying the current fee, the patent will lapse and all rights will be lost.

Kees Smeehuyzen

Date: _____